

1 District Judge Tana Lin
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UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

9 JOHN DOE,

10 Plaintiff,

11 v.

12 UNITED STATES DEPARTMENT OF
HOMELAND SECURITY, *et al.*,

13 Defendants.

14 Case No. 2:24-cv-01712-TL

15 STIPULATED MOTION TO HOLD
CASE IN ABEYANCE AND
[PROPOSED] ORDER

16 Noted for Consideration:
January 21, 2025

17 Plaintiff and Defendants, by and through their counsel of record, pursuant to Federal Rule
18 of Civil Procedure 6 and Local Rules 7(d)(1), 10(g) and 16, hereby jointly stipulate and move to
19 stay these proceedings until July 25, 2025. Plaintiff brought this litigation pursuant to the
20 Administrative Procedure Act and Mandamus Act seeking, *inter alia*, to compel U.S. Citizenship
21 and Immigration Services (“USCIS”) to schedule an interview and adjudicate his asylum
22 application. Defendants’ response to the Complaint is currently due on January 27, 2025. The
parties are currently working towards a resolution to this litigation. For good cause, the parties
request that the Court hold the case in abeyance until July 25, 2025.

Courts have “broad discretion” to stay proceedings. *Clinton v. Jones*, 520 U.S. 681, 706
(1997). “[T]he power to stay proceedings is incidental to the power inherent in every court to

1 control the disposition of the causes on its docket with economy of time and effort for itself, for
2 counsel, and for litigants.” *Landis v. N. Am. Co.*, 299 U.S. 248, 254 (1936); *see also* Fed. R. Civ.
3 P. 1.

4 With additional time, this case may be resolved without the need of further judicial
5 intervention. USCIS has scheduled Plaintiff’s asylum interview for March 27, 2025. USCIS
6 agrees to diligently work towards completing the adjudication within 120 days of the interview,
7 absent unforeseen or exceptional circumstances that would require additional time for
8 adjudication. If the adjudication is not completed within that time, USCIS will provide a status
9 report to the Court. Plaintiff will submit all supplemental documents and evidence, if any, to
10 USCIS seven to ten days prior to the interview date. Plaintiff recognizes that failure to submit
11 documents prior to the interview may require the interview to be rescheduled and the
12 adjudication delayed. If needed, Plaintiff will bring an interpreter to the interview, otherwise the
13 interview will need to be rescheduled and the adjudication delayed. Once the application is
14 adjudicated, Plaintiff will dismiss the case with each party to bear their own litigation costs and
15 attorneys’ fees. Accordingly, the parties request this abeyance to allow USCIS to conduct
16 Plaintiff’s asylum interview and then process his asylum application.

17 As additional time is necessary for this to occur, the parties request that the Court hold
18 the case in abeyance until July 25, 2025. The parties will submit a status update on or before
19 July 25, 2025.

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1 DATED this 21st day of January, 2025.

2 Respectfully submitted,

3 TESSA M. GORMAN
United States Attorney

4 s/ Michelle R. Lambert

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8 *Attorney for Plaintiff*

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10 *Attorneys for Defendants*

11 *I certify that this memorandum contains 395
words, in compliance with the Local Civil Rules.*

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1 **[PROPOSED] ORDER**

2 The case is held in abeyance until July 25, 2025. The parties shall submit a status update
3 on or before July 25, 2025. It is so **ORDERED**.

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6 DATED this 21st day of January, 2025.

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9 Tana Lin
10 United States District Judge

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